

Message Text

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ACTION OES-07

INFO OCT-01 EUR-12 ISO-00 L-03 AF-10 ARA-10 EA-07
NEA-10 IO-13 ACDA-07 COME-00 INT-05 CEQ-01 NSF-01
CIAE-00 DODE-00 INR-07 NSAE-00 PA-01 USIA-06
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P 281712Z JUN 77
FM AMEMBASSY LONDON
TO SECSTATE WASHDC PRIORITY 5631

C O N F I D E N T I A L LONDON 10707

E.O.11652: GDS
TAGS: TGEN, XV, UK
SUBJECT: ANTARCTIC TREATY: ADMISSION TO CONSULTATIVE
STATUS: HEAP'S SINGLE NEGOTIATING TEXTS

REF: (A) STATE 149498; (B) LONDON 10570

FOLLOWING IS PRECISE TEXT OF HEAP LETTER WHICH IS DATED
FRIDAY, JUNE 24 AND WHICH EMBASSY RECEIVED MORNING OF
JUNE 27. BEGIN TEXT:

CONSULTATIVE STATUS

AT THE LAST AFTERNOON PREPARATORY MEETING HELD ON 16
JUNE IT WAS AGREED THAT THE CHAIRMAN SHOULD ATTEMPT TO
DRAFT SINGLE NEGOTIATING TEXTS OF THE TWO PAPERS PROVIDED
BY THE ARGENTINE REPRESENTATIVE AT THE APM ON 19 MAY
TAKING INTO ACCOUNT THE SOUTH AFRICAN PAPER ALSO PROVIDED
ON 19 MAY, THE DRAFT OF 28 APRIL RELATING TO PROCEDURE
UNDER ARTICLE IX(2) AND COMMENTS ON THESE PAPERS BY REP-
RESENTATIVES.

IN THE COURSE OF DRAFTING THE ATTACHED TEXTS THE
CHAIRMAN HAS BEEN IN CONSULTATION WITH THE ARGENTINE,
AUSTRALIAN AND SOUTH AFRICAN REPRESENTATIVES. WHILE
UNDERTAKING THIS TASK IT BECAME CLEAR THAT THE ARGENTINE
PAPERS WOULD BENEFIT BY A FEW MINOR MODIFICATIONS BASED
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ON CONCEPTS AND WORDING IN OTHER PAPERS. THE ONLY CON-
CEPT INCLUDED IN THESE DRAFTS WHICH HAS NOT PREVIOUSLY
APPEARED CONCERNS THE REFERENCE, IN BOTH DRAFTS, TO
ARTICLE X OF THE TREATY. THE OBJECT OF THESE REFERENCES
IS TO TAKE ACCOUNT OF THE ARGENTINE CONCERN THAT THE
ACTIVITIES OF A STATE REQUESTING CONSULTATIVE STATUS
SHOULD BE IN ACCORDANCE WITH THE OBJECTIVES, PURPOSES

AND SPIRIT OF THE ANTARCTIC TREATY AND THE AUSTRALIAN VIEW THAT THE QUESTION OF PROCEDURE IN RELATION TO ARTICLE IX(2) SHOULD BE TIED AS CLOSELY AS POSSIBLE TO THE TERMS OF THE ANTARCTIC TREATY.

AT THE MEETING ON 16 JUNE, CONCERN WAS EXPRESSED ON TWO FURTHER POINTS. THE FIRST RELATED TO APPROVAL OF TREATY RECOMMENDATIONS BY AN ACCEDING STATE. IT WILL BE SEEN THAT RATHER THAN PLACING AN OBLIGATION ON SUCH A STATE TO APPROVE SUCH RECOMMENDATIONS WE HAVE SUGGESTED RESTRICTING THE REFERENCE TO A MECHANISM BY WHICH THE CONSULTATIVE PARTIES COULD ASCERTAIN THE ATTITUDE OF AN ACCEDING STATE ON THIS POINT. IN ORDER TO GUIDE AN ACCEDING STATE IN THE ATTITUDE IT SHOULD ADOPT ON THIS MATTER, A PREAMBULAR PARAGRAPH HAS BEEN ADDED USING WORDING CONTAINED IN THE "EXPLANATORY STATEMENT" ADOPTED AT THE FOURTH CONSULTATIVE MEETING.

THE SECOND POINT RELATED TO PARAGRAPH 5 OF THE SOUTH AFRICAN PAPER WHERE OPINION WAS DIVIDED BETWEEN THOSE WHO SAW VIRTUE IN THE INCLUSION OF THIS IDEA, CONCERNING THE TERMINATION OF CONSULTATIVE STATUS, AND THOSE WHO WOULD PREFER IT TO BE LEFT OUT SO THAT ARTICLE IX(2) SHOULD BE ALLOWED TO OPERATE WITHOUT INTERPRETATION. WE HAVE ADOPTED A MIDDLE COURSE AS WILL BE SEEN IN OPERATIVE PARAGRAPH 6 OF THE DRAFT RELATING TO PROCEDURE.

A LETTER IN SIMILAR TERMS HAS BEEN ADDRESSED TO ALL
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THE REPRESENTATIVES IN LONDON OF CONSULTATIVE PARTIES.
J.A. HEAP, POLAR REGIONS SECTION, SOUTH AMERICA DEPARTMENT. END TEXT.

BREWSTER

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
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Current Classification: UNCLASSIFIED
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Control Number: n/a
Copy: SINGLE
Sent Date: 28-Jun-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
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Disposition History: n/a
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